

CHU 96180

**EXHIBIT A**  
**To Permanent Rules of Order of the Board of County Commissioners of Shelby County,**  
**Tennessee**

**SHELBY COUNTY BOARD OF COMMISSIONERS**  
**AGENDA ROUTE SHEET**

Referred to Commission Committee LAND USE

For Commission Action on January 26, 2009

**DESCRIPTION OF ITEM:**

RESOLUTION TO RELEASE THE BOND THAT SECURED THE IMPROVEMENTS TO  
BUCKINGHAM FARMS P.D., PHASE 15, PARCEL E (P.D. 95-310 CC) SPONSORED BY  
COMMISSIONER MIKE RITZ

**CHECK ALL THAT APPLY BELOW:**

  X   This Action does NOT require expenditure of funds.

       This Item requires/approves expenditure of funds as follows (complete all that apply):

County General Funds: \$                      ; County CIP Funds- \$                     

State Grant Funds: \$                      ; State Gas Tax Funds: \$                     

Federal Grant Funds: \$                     

Other funds (Specify source and amount): \$   

Other pass-thru funds (Specify source and amount): \$   

**Originating Department:** ENGINEERING

**APPROVAL:**

Dept. Head: Michael Oakes 545-4332 MO 1-4-09  
(Type your name & phone #.) (Initials) (Date)

Elected Official:                                               
(Type your name & phone #.) (Initials) (Date)

Division Director: Ted Fox 545-4266 TF 1-9-09  
(Type your name & phone #.) (Initials) (Date)

CIP – A&F Director:                                               
(Type your name & phone #.) (Initials) (Date)

Finance Dept.                                               
(Type your name & phone #.) (Initials) (Date)

County Attorney: Lisa Kelly 545-4363 LK 1-13-09  
(Type your name & phone #.) (Initials) (Date)

CAO/Mayor:                                               
(Type your name & phone #.) (Initials) (Date)

## SUMMARY SHEET

### I. Description of Item

RESOLUTION TO RELEASE THE BOND THAT SECURED THE  
IMPROVEMENTS TO BUCKINGHAM FARMS P.D., PHASE 15, PARCEL E  
(P.D. 95-310 CC) SPONSORED BY COMMISSIONER MIKE RITZ

### II Source and Amount of Funding

#### A. Amount Expended/Budget Line Item

N/A

#### B. All Costs (Direct/Indirect)

N/A

#### C. Additional or Subsequent Obligations or Expenses of Shelby County

N/A

### III. Contract Items

#### A. Type of Contract

City/County Standard Contract

#### B. Terms

N/A

### IV. Additional Information Relevant to Approval of This Item

N/A

Item \_\_\_\_\_

Prepared by ERMA HOLMES

Approved by W. Kelly

RESOLUTION TO RELEASE THE BOND THAT SECURED THE  
IMPROVEMENTS TO BUCKINGHAM FARMS P.D., PHASE 15, PARCEL E  
(P.D. 95-310 CC) SPONSORED BY COMMISSIONER MIKE RITZ

WHEREAS, The improvements in connection with BUCKINGHAM FARMS P.D., PHASE 15, PARCEL E (P.D. 95-310 CC) have been completed in accordance with the terms of an Agreement by and between BUCKINGHAM FARMS, LLC, the City of Memphis, and County of Shelby; and

WHEREAS, These required improvements have been inspected by the Office of the County Engineer and were found to be satisfactorily constructed in accordance with the approved plans.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That these improvements in connection with BUCKINGHAM FARMS P.D., PHASE 15 PARCEL E (P.D. 95-310 CC) be and are hereby accepted for future maintenance.

BE IT FURTHER RESOLVED, That the First Tennessee Bank Letter of Credit #S163511 dated November 3, 2006 in the amount of \$64,580.00, #S013332 dated December 19, 2001 in the amount of \$27, 520.00, and #842426 dated January 30, 2006 in the amount of \$5,400.00 held as security to guarantee the satisfactory completion of the necessary improvements be and is hereby released to the developer.

BE IT FURTHER RESOLVED, That this action is subject to City approval.

A C Wharton, Jr., Shelby County Mayor

Date \_\_\_\_\_

ATTEST:

Clerk of County Commission

ADOPTED: \_\_\_\_\_

**GRATUITY DISCLOSURE FORM**

Shelby County Ethics Commission

**INSTRUCTIONS:** This form is for all persons receiving any Shelby County Government contract, land use approval or financial grant money to report any gratuity that has been given, directly or indirectly, to any elected official, employee or appointee (including their spouses and immediate family members) who is involved in the decision regarding the contract, land use approval, or financial grant of money.

1. NAME

BUCKINGHAM FARMS, LLC

2. DATE OF GRATUITY

DECEMBER 2008

3. NATURE AND PURPOSE OF THE GRATUITY

CHRISTMAS GIFT

4. NAME OF THE OFFICIAL, EMPLOYEE, APPOINTEE, OR FAMILY MEMBER WHO RECEIVED THE GRATUITY

SEE ATTACHED

5. NAME OF THE PERSON OR ENTITY THAT PROVIDED THE GRATUITY

BOYLE INVESTMENT COMPANY

6. ADDRESS OF THE PERSON OR ENTITY THAT PROVIDED THE GRATUITY

5900 POPLAR AVE.  
MEMPHIS, TN 38199



7. DESCRIPTION OF THE GRATUITY

FLEECE BLANKET

8. COST OF THE GRATUITY (If cost is unknown and not reasonably discernible by the person giving the gratuity, then the person giving the gratuity shall report a good faith estimate of the cost of the gratuity.)

\$9.80

9. The information contained in this Gratuity Disclosure Form, and any supporting documentation or materials referenced herein or submitted herewith, is true and correct to the best of my knowledge, information and belief and affirm that I have not given, directly or indirectly, any gratuity to any elected official, employee or appointee (including spouse and immediate family members) that has not been disclosed and I affirm that I have not violated the provisions of the Shelby County Government Code of Ethics.

Signature

*Kelly McDonald*

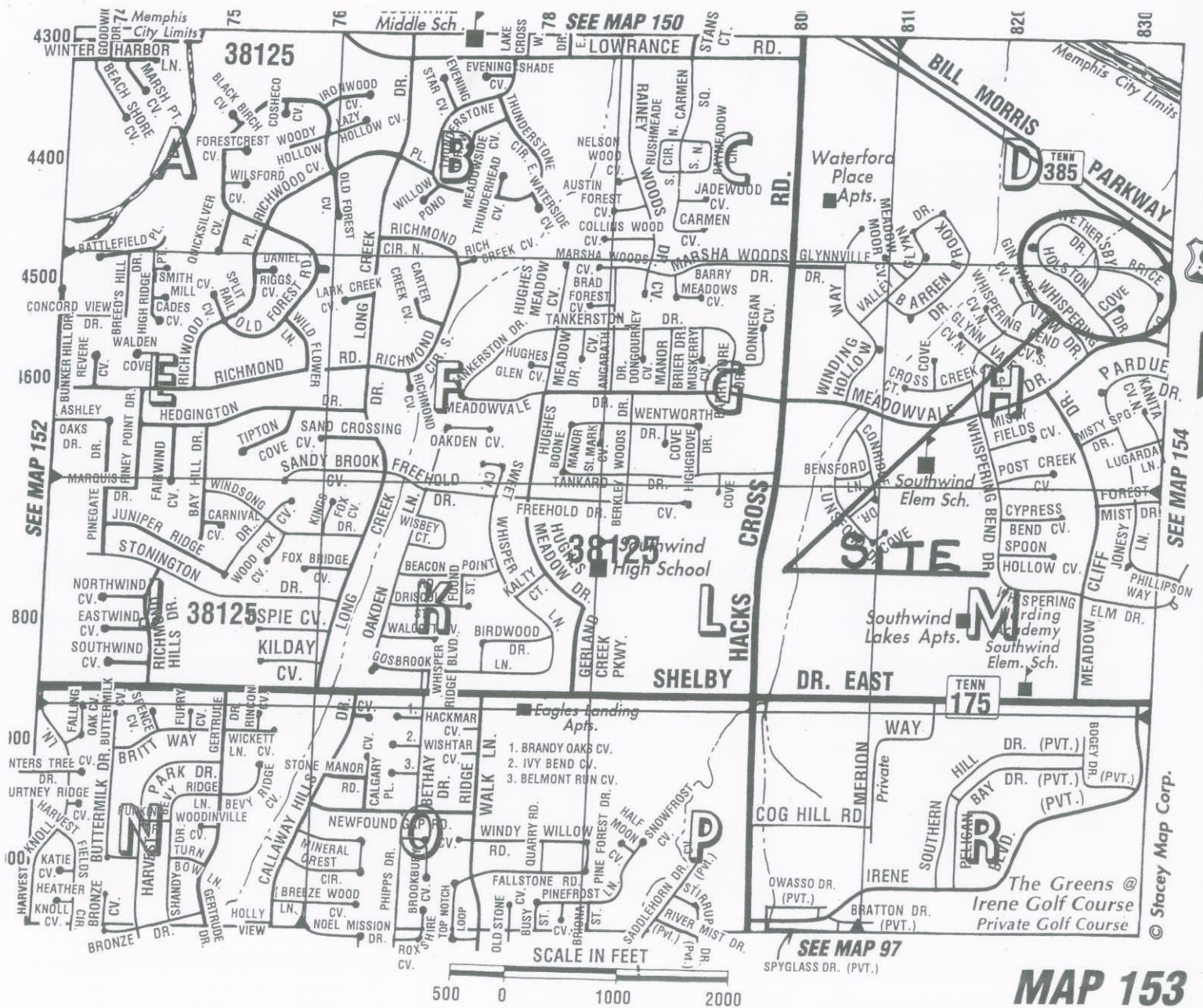
Date

1-12-09

Print Name

KELLY McDONALD

A copy of your completed form will be placed on the Shelby County Internet website.





## LAND USE OWNERSHIP DISCLOSURE

Please identify every person who has an ownership interest of 10% or more in the subject application whether they be the current owners, the contract buyers, or the lenders. If current owner or contract buyer are public corporations, please note the fact and list no other owners. Only lenders which are not institutions (banks, saving and loans or credit unions) need be listed.

Project Name: BUCKINGHAM FARMS PH.15 Case# \_\_\_\_\_

Developer Name: BUCKINGHAM FARMS, LLC

	NAMES	ADDRESSES
<u>CURRENT OWNERS</u>	<u>PAUL BOYLE</u>	<u>5900 POPLAR, MEMPHIS 38119</u>
	<u>BARBARA MORGAN</u>	<u>5900 POPLAR, MEMPHIS 38119</u>
	<u>HENRY MORGAN JR.</u>	<u>5900 POPLAR, MEMPHIS 38119</u>
	<u>JANE MAURY LUTT</u>	<u>7500 MIMOSA, GERMANTOWN 38138</u>
<u>CONTRACT OWNERS/BUYERS</u>	<u>WILLIS WILKEY</u>	<u>780 RIDGE LAKE STE 102, MEMPHIS 38111</u>

NON-INSTITUTIONAL  
LENDERS INCLUDING  
SELLER(S) IF THE  
PENDING SALE IS  
OWNER FINANCED


DEVELOPMENT NAME: **BUCKINGHAM FARMS PD, PHASE 15**  
**PD 95-310 CC**

RESIDENTIAL LOTS **20**

BOND AMOUNT **\$97,500.00**

SCOPE OF CONTRACT

**CONSTRUCT URBAN STREETS WITH SANITARY SEWER AND  
STORMWATER DRAINAGE SYSTEMS.**

REMARKS:

- **THE PUBLIC IMPROVEMENTS HAVE BEEN INSPECTED AND ARE  
HEREBY RECOMMENDED FOR ACCEPTANCE BY THE COUNTY  
COMMISSION.**
- **BOND RELEASE IS RECOMMENDED**
- **NO LANDSCAPING REQUIRED PER THE PLAT**
- **THE COUNTY PROVIDES SURFACE ASPHALT**
- **THE PROJECT IS LOCATED IN THE MEMPHIS ANNEXATION  
RESERVE AREA**